BILL NO. S-92-01-33

SPECIAL ORDINANCE NO. S-32-92

AN ORDINANCE approving the awarding of Reference #1594 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and WILBUR-ELLIS CO.; TURF SPECIALTIES CORPORATION; LESCO, INC.; ALLEN COUNTY CO-OP ASSN., INC.; CORY ORCHARD & TURF; AND INDIANA SEED CO., INC. for the Parks and Recreation Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1594 between the City of Fort Wayne, by and through its Department of Purchasing and **WILBUR-ELLIS CO.; TURF SPECIALTIES CORPORATION; LESCO, INC.; ALLEN COUNTY CO-OP ASSN., INC.; CORY ORCHARD & TURF; AND INDIANA SEED CO., INC.** for the Parks and Recreation Department, respectfully for:

> **the purchase of chemicals and seeds during 1992** to maintain the turf and greens in an acceptable manner at McMillen, Foster, Shoaff Golf Courses and park areas through the Parks and Recreation Department;

involving a total cost of Forty-Two Thousand One Hundred Thirty-Three and 86/100+/- Dollars ($42,133.86+/-) - (WILBER-ELLIS CO. - $30,930.76+/-; TURF SEPCIALTIES - $3,924.75+/-; LESCO - $1,235.40+/-; ALLEN CO. CO-OP - $57.00+/-; CORY - $5,803.95+/-; INDIANA SEED - $182.00+/-), all as more particularly set forth in said Reference #1594 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Mark C. Giaquinta
Council Member

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

REF. NO.:	1594
DEPT:	PARK DEPARTMENT
DATE:	01/24/92
ITEM/SERVICE:	CHEMICALS & SEEDS
PURCHASING INFORMATION	
ADVERTISED BID:	YES
DATES ADVERTISED:	11/28/91 & 12/05/91
OPENING DATE:	12/19/91
WRITTEN QUOTE:	NO
DUE DATE:	
VERBAL QUOTE:	NO
SINGLE SOURCE:	NO
NO. OF VENDORS NOTIFIED:	14
NO. OF VENDORS RECEIVING BID:	9
NO. OF VENDORS RETURNING BID:	6
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	3
DATE SENT TO DEPT FOR RECOMM:	12/23/91
DATE RECOMMENDATION REC'D IN PURCH	01/14/92

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT:	01/24/92	
INTRODUCTION DATE:	01/28/92	
DISCUSSION DATE:	02/04/92	
PASSAGE DATE:	02/11/92	
ORDINANCE NO:		

AMOUNT APPROVED AND/OR SPENT
LAST YEAR:

REFERENCE NO. 1594
CHEMICALS & SEEDS
PARK DEPARTMENT

DESCRIPTION	QTY	CORY ORCHARD		INDIANA SEED		LESCO		WILBUR-ELLIS		TURF SPECIALTIES		ALLEN CO CO-OP	
DACONIL	16	$166.00	$2,656.00	N/B	$0.00	N/B	$0.00	$166.00	$2,656.00	$166.00	$2,656.00	N/B	$0.00
TREXSAN	2	$159.14	$318.28	N/B	$0.00	$74.70	$149.40	$160.75	$321.50	$165.50	$331.00	N/B	$0.00
PROXSOL	3	$157.42	$472.26	N/B	$0.00	$155.75	$467.25	$154.08	$462.24	$162.80	$488.40	$171.20	$513.60
AQUA GROW	7	$108.02	$756.14	N/B	$0.00	$80.00	$560.00	$107.70	$753.90	$106.00	$742.00	N/B	$0.00
BAYLETON	12	$317.60	$3,811.20	N/B	$0.00	$298.40	$3,580.80	$295.00	$3,540.00	$310.00	$3,720.00	N/B	$0.00
VORLAN FLOW	8	$161.24	$1,289.92	N/B	$0.00	$318.00	$2,544.00	$159.50	$1,276.00	$167.00	$1,336.00	N/B	$0.00
SUBDUE	3	$173.92	$521.76	N/B	$0.00	$172.75	$518.25	$170.00	$510.00	$179.60	$538.80	N/B	$0.00
DYRENE	2	$204.30	$408.60	N/B	$0.00	$202.15	$404.30	$202.00	$404.00	$210.00	$420.00	N/B	$0.00
PRAMITAL	6	$93.89	$563.34	N/B	$0.00	$104.00	$624.00	$94.95	$569.70	$114.15	$684.90	$98.05	$588.30
PRINCEP	4	$34.91	$139.64	N/B	$0.00	$37.25	$149.00	$35.30	$141.20	$95.50	$382.00	$35.70	$142.80
METASYSTOX-R2	1	$80.65	$80.65	N/B	$0.00	N/B	$0.00	$78.00	$78.00	$98.00	$98.00	$87.78	$87.78
DYLOX	296	$15.48	$4,582.08	N/B	$0.00	$18.50	$5,476.00	$15.07	$4,460.72	$15.65	$4,632.40	$15.55	$4,602.80
AQUAZINE	5	$77.96	$389.80	N/B	$0.00	N/B	$0.00	$76.50	$382.50	$90.00	$450.00	$82.78	$413.90
TURF MARK	3	$21.06	$63.18	N/B	$0.00	N/B	$0.00	$26.00	$78.00	$22.00	$66.00	N/B	$0.00
ROUND-UP	2	$1,188.33	$2,376.66	N/B	$0.00	$1,150.00	$2,300.00	$1,113.00	$2,226.00	$1,245.00	$2,490.00	$1,198.50	$2,397.00
AGRI-PLEX	1	$138.30	$138.30	N/B	$0.00	N/B	$0.00	N/B	$0.00	$162.50	$162.50	N/B	$0.00
SURFLAN	19	$14.06	$267.14	N/B	$0.00	N/B	$0.00	$18.48	$351.12	$68.40	$1,299.60	$19.64	$373.16
FUNGO FLOW	10	$598.66	$5,986.60	N/B	$0.00	N/B	$0.00	$592.00	$5,920.00	$620.00	$6,200.00	N/B	$0.00
TURCAN	160	$43.87	$7,019.20	N/B	$0.00	N/B	$0.00	$42.70	$6,832.00	$45.35	$7,256.00	$47.56	$7,609.60
2 + 2	2	N/B	$0.00	N/B	$0.00	N/B	$0.00	$388.50	$777.00	$425.00	$850.00	N/B	$0.00
PMAS	3	$220.16	$660.48	N/B	$0.00	N/B	$0.00	$232.00	$696.00	N/B	$0.00	N/B	$0.00
SEVIN SL	3	$20.15	$60.45	N/B	$0.00	$19.10	$57.30	$46.92	$140.76	N/B	$0.00	N/B	$0.00
DIMENSION	3	$190.00	$570.00	N/B	$0.00	N/B	$0.00	$190.00	$570.00	$190.00	$570.00	N/B	$0.00
DIMENSION	1	$450.00	$450.00	N/B	$0.00	N/B	$0.00	$450.00	$450.00	$450.00	$450.00	N/B	$0.00
PANA SEA	1	N/B	$0.00	N/B	$0.00	N/B	$0.00	N/B	$0.00	$52.00	$52.00	N/B	$0.00
GALLERY	3	$80.20	$240.60	N/B	$0.00	N/B	$0.00	$81.75	$245.25	$85.50	$256.50	N/B	$0.00
RYE,FESCUE,BL	200	N/B	$0.00	$0.91	$182.00	N/B	$0.00	N/B	$0.00	$1.30	$260.00	N/B	$0.00
PENNCROSS	50	$5.4256	$271.28	$6.75	$337.50	$6.25	$312.50	$6.50	$325.00	$6.50	$325.00	$6.50	$325.00
PENNWAY	25	$4.5956	$114.89	$4.75	$118.75	$4.68	$117.00	$6.20	$155.00	$4.85	$121.25	N/B	$0.00
PENNLINKS	25	$6.8172	$170.43	$7.05	$176.25	$6.75	$168.75	$8.15	$203.75	$6.75	$168.75	N/B	$0.00
4 WAY RYE	450	$0.8172	$367.74	$0.87	$391.50	$0.89	$400.50	$0.81	$364.50	$0.95	$427.50	N/B	$0.00
SHADY TURF	50	$1.6236	$81.18	N/B	$0.00	$1.20	$60.00	$1.65	$82.50	$1.70	$85.00	$1.14	$57.00
OVERSEEDER II	1700	$1.5806	$2,687.02	$1.21	$2,057.00	$0.82	$1,394.00	$1.37	$2,329.00	$1.70	$2,890.00	$2.07	$3,519.00
ATHLETIC PRO	200	$1.4838	$296.76	$0.99	$198.00	$1.50	$300.00	$1.37	$274.00	$1.65	$330.00	N/B	$0.00
			$37,811.58		$3,461.00		$19,583.05		$37,575.64		$40,739.60		$20,629.94

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS

AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____ %
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME WILBUR-ELLIS CO., Brayton Div.

STREET ADDRESS 1952 W. Market St.

CITY Nappanee, IN 46550 PHONE # 800/955-2401

BY Robert Brecke
REPRESENTATIVE SIGNATURE

CITY OF FORT WAYNE
BOARD OF PARK COMMISSIONERS
1992 REQUEST FOR PRICE BIDS ON GOLF COURSE
AND PARK CHEMICALS & SEEDS

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
16	Daconil 2787 Liquid Flowable (2 x 2 1/2 gal.)	$ 166.00	$ 2,656.00
2	Trexsan (2 x 2 1/2 gal.)	$ 160.75	$ 321.50
3	Proxsol 80 SP by Tuco (12 x 2 lb.)	$ 154.08	$ 462.24
7	Aqua Grow (5 gal.)	$ 107.70	$ 753.90
12	Bayleton (4 x 2.75 lb.)	$ 295.00	$ 3,540.00
8	Vorlan Flow (1 gal.)	$ 159.50	$ 1,276.00
3	Subdue by CIBA-GEIGY (1 gal.)	$ 170.00	$ 510.00
2	Dyrene 4 (2 x 2 1/2 gal.)	$ 202.00	$ 404.00
6	Pramitol 25E (5 gal.)	$ 94.95	$ 569.70
4	Princep 4 L (2 1/2 gal.)	$ 35.30	$ 141.20
1	Metasystox-R2 (2 gal.)	$ 78.00	$ 78.00
296	Dylox 6.2 (30 lb bag)	$ 15.07	$ 4,460.72
5	Aquazine (10 lb bag)	$ 76.50	$ 382.50
3	Turf Mark (1 gal.)	$ 26.00	$ 78.00
2	Round-up (30 gal. drum)	$ 1,113.00	$ 2,226.00
1	Agri-Plex (2 x 2 1/2 gal.) Fresh	$ NO BID	$
19	Surflan (1 qt.)	$ 18.48	$ 351.12
10	Fungo Flow (2 x 2 1/2 gal.)	$ 592.00	$ 5,920.00
160	Turcan 2 1/2 G (40 lb. bag)	$ 42.70	$ 6,832.00
2	2 + 2 (30 gal. drum)	$ 388.50	$ 777.00
3	PMAS (2 x 2 1/2 gal.)	$ 232.00	$ 696.00
* 3	Sevin SL ~~(1 gal.)~~ (2 1/2 gal.)	$ 46.92	$ 46.92
3	Dimension (1 gal.)	$ 190.00	$ 570.00

	SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
	1	Dimension (2 1/2 gal.)	$ 450.00	$ 450.00
	1	Pana Sea (2 gal.)	$ NO BID	$
*	3	Gallery (XXXXXXX) (1 lb.)	$ 81.75	$ 245.25
	200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed	$ NO BID	$
	50 lbs	Penncross Bent Grass Seed	$ 6.50	$ 325.00
	25 lbs	Pennway Bent Grass Seed	$ 6.20	$ 155.00
	25 lbs	Pennlinks Bent Grass Seed	$ 8.15	$ 203.75
	450 lbs	4 Way Rye Grass Seed	$ .81	$ 364.50
	50 lbs	Shady Turf Grass Seed	$ 1.65	$ 82.50
*	1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent (COACH'S FORMULA)	$ 1.37	$ 2,329.00
*	200 lbs	Athletic Pro II Grass Seed (COACH'S FORMULA)	$ 1.37	$ 274.00

DELIVERY 21 Days

FOB FREIGHT PREPAID

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET:

* Container Size on Sevin SL is in 2 1/2 Gal container

* Gallery only comes in 1 pound containers

* Substitute Coach's Formula for Overseeder II and Athletic Pro II

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 12/5/91

1. Governmental Unit: City of Ft.Wayne Parks & Golf
2. County: Allen
3. Bidder (Firm): Wilbur-Ellis Co., Brayton Div.
   Address: 1952 W. Market St.
   City/State: Nappanee, IN 46550
4. Telephone Number: 800/955-2401 219/773-7781
5. Agent of Bidder (If applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Ft.Wayne Parks Dept. (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Robert Brooke
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

SEE ATTACHED SHEETS

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Elkhart COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Wilbur-Ellis Co., Brayton Div.
Bidder (Firm)
Robert Brooke
Signature of Bidder or Agent

Subscribed and sworn to before me this 5th day of December, 1991.

My Commission Expires: 10/20/95
County of Residence: Marshall

Sandra S. Martensen
Notary Public

Sandra S. Martensen
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

33725 Columbus Street S.E.
P.O. Box 1496
Albany, OR 97321-0452 U.S.A.
Telephone : 503 967-8923
Telex II : 510 595-0987
FAX : 503 967-8223

VAN DER HAVE OREGON, INC.

CROWN SERIES

COACH'S FORMULA FOR ATHLETIC FIELDS

20%	Sophia Kentucky Bluegrass
20%	Asset or Adelphi Kentucky Bluegrass
20%	Cynthia Kentucky Bluegrass
60%	
20%	Dimension Perennial Ryegrass
20%	Mondial Perennial Ryegrass
40%	

Compaction and divots plague all turf managers. One of the best ways to maintain a safe and attractive turf is to maintain a consistent turf cultivation and interseeding program. This formulation has been developed with the turf superintendents' requirements in mind. These grasses will establish fast on both new and interseeded turf areas. The grasses selected will not divot easily and will take considerable wear and tear. Tough, fine-textured perennial ryegrass is the base for traffic tolerance and establishment speed. Premium Kentucky bluegrass cultivars are used to provide density to the turf and to reduce bodily contact with the soil surface.

Recommended for new construction, interseeding athletic fields while in play, and for renovation after the season. Use on football, soccer, baseball, general use sports fields, and golf course fairways. Also suggested for high traffic areas around shopping centers, picnic areas, and parks.

Seeding rate:	New construction	120-150 lbs. per acre or 2.75-3.5 lbs. per 1,000 sq. ft.
	Interseeding	1-3 lbs. per 1,000 sq. ft.

Hand interseed divots by mixing with sand or other carrier.

(Note: 40% ryegrass)

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS

AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: NET %
IF PAID WITHIN 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Turf Specialties Corp.

STREET ADDRESS 430 W. Cook Road

CITY Fort Wayne, IN PHONE # 219-489-4360

BY Jon F Fuller
REPRESENTATIVE SIGNATURE

CITY OF FORT WAYNE
BOARD OF PARK COMMISSIONERS
1992 REQUEST FOR PRICE BIDS ON GOLF COURSE
AND PARK CHEMICALS & SEEDS

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
16	Daconil 2787 Liquid Flowable (2 x 2 1/2 gal.)	$ 166.00	$ 2656.00
2	Trexsan (2 x 2 1/2 gal.)	$ 165.50	$ 331.00
3	Proxsol 80 SP by Tuco (12 x 2 lb.)	$ 162.80	$ 488.40
7	Aqua Grow (5 gal.)	$ 106.00	$ 742.00
12	Bayleton (4 x 2.75 lb.)	$ 310.00	$ 3720.00
8	Vorlan Flow (1 gal.)	$ 167.00	$ 1336.00
	Curalan DF 5.5 LB	125.00 cs	
3	Subdue by CIBA-GEIGY (1 gal.)	$ 179.60	$ 538.80
2	Dyrene 4 (2 x 2 1/2 gal.)	$ 210.00	$ 420.00
6	Pramitol 25E (5 gal.) 5 gal.	$ 114.15	$ 684.90
4	Princep 4 L (2 1/2 gal.) 2.5	$ 95.50	$ 382.00
1	Metasystox-R2 (2 gal.)	$	$ 98.00
296	Dylox 6.2 (30 lb bag)	$ 15.65	$ 4632.40
5	Aquazine (10 lb bag) 90 WDG	$ 90.00	$ 450.00
3	Turf Mark (1 gal.) Anchor Blue	$ 22.00	$ 66.00
2	Round-up (30 gal. drum)	$ 1245.00	$ 2490.00
1	Agri-Plex (2 x 2 1/2 gal.) Fresh	$	$ 162.50
19	Surflan (1 qt.) Surflan Gal.	$ 68.40 gal.	$
10	Fungo Flow (2 x 2 1/2 gal.)	$ 620.00	$ 6200.00
160	Turcan 2 1/2 G (40 lb. bag)	$ 45.35	$ 7256.00
2	2 + 2 (30 gal. drum)	$ 425.00	$ 850.00
3	PMAS (2 x 2 1/2 gal.)	$	$ NA
3	Sevin SL (1 gal.)	$	$ NB
3	Dimension (1 gal.)	$ 190.00	$ 570.00

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
1	Dimension (2 1/2 gal.)	$ 450.00	$ 450.00
1	Pana Sea (2 gal.)	$ 52.00	$ 104.00
3	Gallery (1 gal.) 1 lb Bottle	$ 85.50	$ 256.50
200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed Northrup King	$ 1.30	$ 260.00
50 lbs	Penncross Bent Grass Seed	$ 6.50	$ 325.00
25 lbs	Pennway Bent Grass Seed	$ 4.85	$ 121.25
25 lbs	Pennlinks Bent Grass Seed	$ 6.75	$ 168.75
450 lbs	4 Way Rye Grass Seed Northrup King Dandy,Delray,Caddie,Target w/Apron	$ .95	$ 427.50
50 lbs	Shady Turf Grass Seed Norhtrup King Shady Turf	$ 1.70	$ 85.00
1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent	$ 1.70	$ 2890.00
200 lbs	Athletic Pro II Grass Seed	$ 1.65	$ 330.00

DELIVERY 14' ARO

FOB Delivered

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET:

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 12-05-91

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Turf Specialties Corp.
   Address: 430 W. Cook Road
   City/State: Fort Wayne, IN
4. Telephone Number: 219-489-4360
5. Agent of Bidder (If applicable): Jon F. Fuller - President

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Jon F. Fuller
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Turf Specialties Corp.
Bidder (Firm)

Jon F. Fuller
Signature of Bidder or Agent

Subscribed and sworn to before me this 5th day of December, 1991.

Nancy J Minter
Notary Public

My Commission Expires: 11-15-95

County of Residence: Allen

Nancy J. Minter
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

Bid or Proposal Bond

Ohio Farmers Insurance Co.

Westfield Companies
Westfield Center, Ohio 44251

KNOW ALL MEN BY THESE PRESENTS, THAT WE, Turf Specialties Corporation, 430 W. Cook Road, Fort Wayne, IN 46825,

as Principal, and the OHIO FARMERS INSURANCE COMPANY, an Ohio corporation, with Principal Office at Westfield Center, Ohio, as Surety, are held and firmly bound unto City of Fort Wayne, 1 Main Street, Room 250, Fort Wayne, IN 46802

as Obligee, in the penal sum of Five Percent (5%) of Maximum Bid~~DOLLARS~~, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED this 19th day of December 19 91

WHEREAS the said Principal is herewith submitting proposal for Supplying Chemicals & Seed

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the said Principal shall execute a contract and give bond for the faithful performance thereof, if required, within ..... days after being notified in writing of the award of such contract to Principal, or if the Principal or Surety shall pay the Obligee the sum, not exceeding the penalty hereof, by which the amount of the contract entered into in good faith covering the said proposal, properly and lawfully executed by and between the Obligee and some third party, may exceed the amount bid by Principal, then this obligation shall be void; otherwise it shall remain in full force and effect.

Turf Specialties Corporation
Principal

By Jon F. Fuller, Pres.

OHIO FARMERS INSURANCE COMPANY

By
Duwan F. Tagtmeyer, Attorney-in-fact

BD 5046 (Rev. 02-88)

THIS POWER OF ATTORNEY SUPERCEDES ANY PREVIOUS POWER BEARING THIS SAME POWER # AND ISSUED PRIOR TO 05/17/90, FOR ANY PERSON OR PERSONS NAMED BELOW.

POWER NO. 1301681 00

General Power of Attorney
CERTIFIED COPY

Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That OHIO FARMERS INSURANCE COMPANY, a corporation duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, does by these presents make, constitute and appoint HARRY A. CRAWFORD, RONALD J. HARRUFF, LEONARD B. KOELLER, JAMES E. VAN DYCK, HAROLD E. EVERETT, DUWAN F. TAGTMEYER, JEFFREY C. JOHNSON, CONNIE S. OVERHOLSER, LORETTA A. SPRING, SUZANNE HOPPER, LOIS J. KELLER, MURRAY S WEBER, JOHN F. MCNERNEY, VICKI L. LEININGER, SHERRY E. WASHINGTON, JOINTLY OR SEVERALLY

of FORT WAYNE and State of IN its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, undertakings, and recognizances; provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed FIVE MILLION DOLLARS AND NO CENTS ($5,000,000)----

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolutions adopted by the Board of Directors of the Ohio Farmers Insurance Company:

"*Be It Resolved,* that the President, any Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

"*Section 1. Attorney-in-Fact.* Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary." (Adopted at a meeting held on the 3rd day of July, 1957.)

"*Be It Resolved,* that the power and authority to appoint Attorney(s)-in-Fact granted to certain officers by a resolution of this Board on the 3rd day of July, 1957, is hereby also granted to any Assistant Vice-President." (Adopted at a meeting held on the 13th day of July, 1976.)

This power of attorney and certificate is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Ohio Farmers Insurance Company at a meeting duly called and held on the 9th day of June, 1970:

"*Be it Resolved, that the signature of any authorized officer and the seal of the Company hertofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.*"

In Witness Whereof, OHIO FARMERS INSURANCE COMPANY has caused these presents to be signed by its **Vice President,** and its corporate seal to be hereto affixed this 17th day of MAY A.D., 1990 .

Corporate Seal Affixed

OHIO FARMERS INSURANCE COMPANY

By John J. Adornetto *Vice President*

State of Ohio
County of Medina ss.:

On this 17th day of MAY A.D., 1990 , before me personally came John J. Adornetto, to me known, who, being by me duly sworn did depose and say, that he resides in Homerville, Ohio; that he is Vice President of OHIO FARMERS INSURANCE COMPANY, the company described in and which executed the above instrument; that he knows the seal of said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto by like order.

Notarial Seal Affixed

William J. Kahelin *Notary Public*

State of Ohio
County of Medina ss.:

My Commission Does Not Expire
Sec. 147.03 Ohio Revised Code

CERTIFICATE

I, **David S. Smith, Jr.,** Assistant Secretary of the OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a power of Attorney, executed by said Company, which is still in full force and effect; and furthermore, the resolutions of the Board of Directors, set out in the power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Company at Westfield Center, Ohio, this 19th day of December 1991 A.D.,

David S. Smith, Jr., *Assistant Secretary*

BD 5410 B

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS

AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____ %
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME LESCO, INC.

STREET ADDRESS 20005 LAKE ROAD

CITY ROCKY RIVER, OHIO PHONE # 800-321-5325

BY _____
REPRESENTATIVE SIGNATURE

CITY OF FORT WAYNE
BOARD OF PARK COMMISSIONERS
1992 REQUEST FOR PRICE BIDS ON GOLF COURSE
AND PARK CHEMICALS & SEEDS

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
16	Daconil 2787 Liquid Flowable (2 x 2 1/2 gal.)	$ —	$ NO BID
2	Trexsan (2 x 2 1/2 gal.) BIDDING LESCO 3WAY #019325 2x2½GAL cs	$ 74.70/cs	$ 149.40
3	Proxsol 80 SP by Tuco (12 x 2 lb.)	$ 155.75/cs	$ 467.25
7	Aqua Grow (5 gal.) BIDDING LESCOWET #018150 2x2½gal cs	$ 80.00/cs	$ 560.00
12	Bayleton (4 x 2.75 lb.)	$ 298.40/cs	$ 3580.80
8	Vorlan Flow (1 gal.) BIDDING LESCO TOUCHE #020840 2x1gal cs	$ 318.00/cs	$ 2544.00
3	Subdue by CIBA-GEIGY (1 gal.)	$ 172.75/GAL	$ 518.25
2	Dyrene 4 (2 x 2 1/2 gal.)	$ 202.15/cs	$ 404.30
6	Pramitol 25E (5 gal.)	$ 104.00/5GAL	$ 624.00
4	Princep 4 L (2 1/2 gal.)	$ 37.25/2½GAL	$ 149.00
1	Metasystox-R2 (2 gal.)	$ —	$ NO BID
296	Dylox 6.2 (30 lb bag) BIDDING LESCO WHITEGRUB + SODWEBWORM #015610 #20	$ 18.50/BAG	$ 5476.00
5	Aquazine (10 lb bag)	$ —	$ NO BID
3	Turf Mark (1 gal.)	$ —	$ NO BID
2	Round-up (30 gal. drum)	$ 1150.00/30GAL	$ 2300.00
1	Agri-Plex (2 x 2 1/2 gal.) Fresh	$ —	$ NO BID
19	Surflan (1 qt.)	$ —	$ NO BID
10	Fungo Flow (2 x 2 1/2 gal.)	$ —	$ NO BID
160	Turcan 2 1/2 G (40 lb. bag)	$ —	$ NO BID
2	2 + 2 (30 gal. drum)	$ —	$ NO BID
3	PMAS (2 x 2 1/2 gal.)	$ —	$ NO BID
3	Sevin SL (1 gal.) BIDDING LESCO SEVIN S.L. #011180 6X1 GAL CASE	$ 19.10/GAL	$ 57.30
3	Dimension (1 gal.)	$ —	$ NO BID

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
1	Dimension (2 1/2 gal.)	$ —	$ NO BID
1	Pana Sea (2 gal.)	$ —	$ NO BID
3	Gallery (1 gal.)	$ —	$ NO BID
200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed	$ —	$ NO BID
50 lbs	Penncross Bent Grass Seed	$ 6.25/LB	$ 312.50
25 lbs	Pennway Bent Grass Seed	$ 4.68/LB	$ 117.00
25 lbs	Pennlinks Bent Grass Seed	$ 6.75/LB	$ 167.50
450 lbs	4 Way Rye Grass Seed BIDDING LESCO DOUBLE EAGLE BLEND	$ .89/LB	$ 400.50
50 lbs	Shady Turf Grass Seed BIDDING LESCO SHADE MIX	$ 1.20/LB	$ 60.00
1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent BIDDING LESCO EAGLE BLEND	$ .82/LB	$ 1394.00
200 lbs	Athletic Pro II Grass Seed BIDDING LESCO PREMIUM ATHLETIC MIX	$ 1.50/LB	$ 300.00

DELIVERY 10-15 DAYS A.R.O.

FOB SHIPPING POINT - FRT. ALLOWED

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET:

SPECIFICATIONS ENCLOSED FOR ALTERNATES BID

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 12-13-91

1. Governmental Unit: CITY OF FORT WAYNE
2. County:
3. Bidder (Firm): LESCO, INC.
   Address: 20005 LAKE ROAD
   City/State: ROCKY RIVER, OHIO 44116
4. Telephone Number: 800-321-5325
5. Agent of Bidder (If applicable):

Pursuant to notices given, the undersigned offers bid(s) to CITY OF FORT WAYNE (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF ~~INDIANA~~ OHIO)
) SS:
CUYAHOGA COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

LESCO INC.
Bidder (Firm)

Signature of Bidder or Agent

Subscribed and sworn to before me this 13th day of December 19 91.

Notary Public

My Commission Expires: 10.5.94

County of Residence: Cuyahoga

Loretta A. Storch
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

DEC - 9 1991

Continental Insurance

BID BOND

KNOW ALL MEN BY THESE PRESENTS:

That, LESCO, INC.
20005 Lake Road
of Rocky River, State of OH 44116
hereinafter called the Principal, and The Continental Insurance Company
hereinafter called the Surety, are held and firmly bound unto City of Fort Wayne
Department of Purchases
One Main St., Room 350
of Fort Wayne, State of IN 46802
hereinafter called the Obligee, in the sum of Five Percent of Base Bid plus all additive alternates ----------(5%)---------- Dollars; for the payment whereof to the Obligee the Principal binds itself heirs, executors, administrators, successors, and assigns, and the Surety binds itself, its successors and assigns, firmly by these presents.

Signed, sealed and dated this 5th day of December, 19 91.

Whereas the Principal is herewith submitting the accompanying bid dated December 19, 1991 for Chemicals & Seeds for Parks and Golf Courses per specifications Bid No. 1594

Now, Therefore, the condition of this obligation is such that if the bid be accepted as to any or all of the items of material and workmanship proposed to be furnished thereby, or as to any portion of the same, and if the Principal will, within the period specified therefore, or, if no period be specified, within ten (10) days after notice of the award of the contract, enter into contract with the Obligee, to furnish all work and material at the prices offered by said bid, and will furnish bond with good and sufficient surety or sureties, as may be required, for the faithful and proper fulfillment of such contract, then this obligation shall be void. And the Surety hereby binds itself and its successors to pay to the Obligee, in case the Principal fails to enter into such contract, and give such bond within the period specified therefore, or, if no period be specified, within ten (10) days after such notice of award of contract the difference in money between the amount of the bid of the Principal on the work and material so accepted, and the amount for which the Obligee may contract with others for such work and material, if the latter amount be in excess of the former, but in no event shall the Surety's liability exceed the penal sum hereof.

In Witness Whereof, this instrument has been executed by the duly authorized representatives of the Principal and the Surety.

LESCO, INC. (Seal)
Principal

By: Ralph R. Gerber

The Continental Insurance Company
Surety

By: Patricia Ward
Attorney
Patricia Ward

Bond 1264D

Printed in U.S.A

The Continental Insurance Company

GENERAL POWER OF ATTORNEY

Know all men by these Presents, That THE CONTINENTAL INSURANCE COMPANY has made, constituted and appointed, and by these presents does make, constitute and appoint

Patricia Ward of Cleveland, Ohio

its true and lawful attorney, for it and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings and contracts of suretyship to be given to

All Obligees

provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

Ten Million (10,000,000) Dollars

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company on the 13th day of January, 1989:

"RESOLVED, that the Chairman of the Board, the Vice Chairman of the Board, the President, an Executive Vice President or a Senior Vice President or a Vice President of the Company, be, and that each or any of them is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of the Company, bonds, undertakings and all contracts of suretyship; and that an Assistant Vice President, a Secretary or an Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached."

In Witness Whereof, THE CONTINENTAL INSURANCE COMPANY has caused its official seal to be hereunto affixed, and these presents to be signed by one of its Vice Presidents and attested by one of its Assistant Vice Presidents this 30 day of August, 19 89

THE CONTINENTAL INSURANCE COMPANY

Attest:

By

D.L. Banta, Assistant Vice President

Emil B. Askew, Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD }

On this 30 day of August 19 89 before me personally came Emil B. Askew, to me known, who being by me duly sworn, did depose and say that he is a Vice President of THE CONTINENTAL INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

GLORIA D. SEEKINS NOTARY PUBLIC CONNECTICUT

GLORIA D. SEEKINS
NOTARY PUBLIC
My Commission Expires March 31, 1993

CERTIFICATE

I, the undersigned, an Assistant Vice President of THE CONTINENTAL INSURANCE COMPANY, a New Hampshire corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney, is now in force.

Signed and sealed at the town of Farmington, in the State of Connecticut. Dated the 5th day of December ,19 91.

J. Dennis Lane, Assistant Vice President

Printed in U.S.A.

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS

AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____ %
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Allen County Co-op Assn Inc

STREET ADDRESS 440 Mourey Street

CITY New Haven PHONE # 749-5139

BY _____ Bruce A. Jump
REPRESENTATIVE SIGNATURE SALES COORDINATOR

CITY OF FORT WAYNE
BOARD OF PARK COMMISSIONERS
1992 REQUEST FOR PRICE BIDS ON GOLF COURSE
AND PARK CHEMICALS & SEEDS

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
16	Daconil 2787 Liquid Flowable (2 x 2 1/2 gal.)	$ N/B	$
2	Trexsan (2 x 2 1/2 gal.)	$ N/B	$
3	Proxsol 80 SP by Tuco (12 x 2 lb.)	$ 171.20 /cs	$ 513.60
7	Aqua Grow (5 gal.)	$ N/B	$
12	Bayleton (4 x 2.75 lb.)	$ N/B	$
8	Vorlan Flow (1 gal.)	$ N/B	$
3	Subdue by CIBA-GEIGY (1 gal.)	$ N/B	$
2	Dyrene 4 (2 x 2 1/2 gal.)	$ N/B	$
6	Pramitol 25E (5 gal.)	$ 98.05 /5gal	$ 588.30
4	substitute 4x1 Gal Princep 4 L (2 1/2 gal.)	$ 35.70 /2.5g	$ 142.80
1	Metasystox-R2 (2 gal.)	$ 87.78 /2gal	$ 87.78
296	Dylox 6.2 (30 lb bag)	$ 15.55 /bag	$ 4,602.80
5	Aquazine (10 lb bag)	$ 82.78 /bag	$ 413.90
3	Turf Mark (1 gal.)	$ N/B	$
2	Round-up (30 gal. drum)	$ 39.95 /gal	$ 2,397.00
1	Agri-Plex (2 x 2 1/2 gal.) Fresh	$ N/B	$
19	Surflan (1 qt.)	$ 19.64 /QT	$ 373.16
10	Fungo Flow (2 x 2 1/2 gal.)	$ N/B	$
160	Turcan 2 1/2 G (40 lb. bag)	$ 47.56 /Bag	$ 7,609.60
2	2 + 2 (30 gal. drum)	$ N/B	$
3	PMAS (2 x 2 1/2 gal.)	$ N/B	$
3	Sevin SL (1 gal.)	$ N/B	$
3	Dimension (1 gal.)	$ N/B	$

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
1	Dimension (2 1/2 gal.)	$ N/B	$
1	Pana Sea (2 gal.)	$ N/B	$
3	Gallery (1 gal.)	$ N/B	$
200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed	$	$
50 lbs	Penncross Bent Grass Seed	$ 6.50 /LB	$ 325.00
25 lbs	Pennway Bent Grass Seed	$ N/B	$
25 lbs	Pennlinks Bent Grass Seed	$ N/B	$
450 lbs	4 Way Rye Grass Seed	$ N/B	$
50 lbs	Shady Turf Grass Seed	$ 1.14 /LB	$ 57.00
1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent	$ 2.07 /LB	$ 3,519.00
200 lbs	Substitute Royal Touch Seed Athletic Pro II Grass Seed	$	$
			20,629.94

DELIVERY By March 15, 1992

FOB Fort Wayne, IN

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET:

Royal Touch Grass Seed Mix

30% Chataue Kentucky Blue 30% Nassau Ky Blue

15% Glade KY Blue 15% Pebble Beach Perennial KY

10% Regal Per. Rye

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: December 18, 1991

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Allen County Co-Op Assn Inc
   Address: 440 Mourey St
   City/State: New Haven, IN 46774
4. Telephone Number: 219 749-5139
5. Agent of Bidder (If applicable): N/A

Pursuant to notices given, the undersigned offers bid(s) to City of Ft.Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

BRUCE A. SIMP
SALES COORDINATOR

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount
Fertilizer for Parks & Golf Courses			See attach propsal Sheets 1,2, & 3 & 4		

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

ALLEN COUNTY CO-OP ASSN INC
Bidder (Firm)

Signature of Bidder or Agent

BRUCE A. SIMP
SALES COORDINATOR

Subscribed and sworn to before me this 19 day of December 1991.

My Commission Expires: 4-13-93

County of Residence: Allen

Phyllis Campe
Notary Public

Phyllis Campe
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

UNITED STATES FIDELITY AND GUARANTY COMPANY

(A Stock Company)

BID BOND

BOND NUMBER .....

KNOW ALL MEN BY THESE PRESENTS:

THAT Allen County Cooperative Association, Inc.

..... of New Haven, Indiana

....., as Principal , and UNITED STATES FIDELITY AND GUARANTY COMPANY, a Maryland corporation, as Surety, are held and firmly bound unto.....

City of Fort Wayne for the Park Commissioners

as Obligee, in the full and just sum of One Thousand Five Hundred Dollars and No Cents----------

----------($1,500.00)---------- Dollars,

lawful money of the United States, for the payment of which sum, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said Principal is herewith submitting its proposal to furnish chemicals and seeds for the Golf Course and Park for the calender year 1922.

THE CONDITION OF THIS OBLIGATION is such that if the aforesaid Principal shall be awarded the contract the said Principal will, within the time required, enter into a formal contract and give a good and sufficient bond to secure the performance of the terms and conditions of the contract, then this obligation to be void; otherwise the Principal and Surety will pay unto the Obligee the difference in money between the amount of the bid of the said Principal and the amount for which the Obligee legally contracts with another party to perform the work if the latter amount be in excess of the former, but in no event shall liability hereunder exceed the penal sum hereof.

Signed, sealed and delivered December 19, 1991
(Date)

Allen County
Cooperative Association, Inc. (SEAL)

Phyllis Lampe

James M. McKinley (SEAL)

UNITED STATES FIDELITY AND GUARANTY COMPANY

Bonita A. Freed

Bonita A. Freed Attorney-in-fact

CERTIFIED COPY

GENERAL POWER OF ATTORNEY

No. 94661

Know all Men by these Presents:

That UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, and having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint **William G. Willard, III, F. Allen Distler, Ralph E. Gough, Richard P. Small, Michael E. Burns, Stephen G. Pritchard, Bonita A. Freed and John E. Sullivan**

of the City of **Indianapolis**, State of **Indiana**,
its true and lawful attorney **S** in and for the State of **Indiana**

for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all bonds, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this Power of Attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever ~~the said~~ **anyone of the said William G. Willard, III and the said F. Allen Distler and the said Ralph E. Gough and the said Richard P. Small and the said Michael E. Burns and the said Stephen G. Pritchard and the said Bonita A. Freed and the said John E. Sullivan**

may lawfully do in the premises by virtue of these presents.

In Witness Whereof, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this **22nd** day of **July**, A. D. 19**83**

UNITED STATES FIDELITY AND GUARANTY COMPANY.

(Signed) *By* **A. Nord Bjorke**
Vice-President.

(SEAL)

(Signed) **Robert G. Bruce**
Assistant Secretary.

STATE OF MARYLAND, }
BALTIMORE CITY, } ss:

On this **22nd** day of **July**, A. D. 19**83**, before me personally came **A. Nord Bjorke**, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY and **Robert G. Bruce**, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they, the said **A. Nord Bjorke** and **Robert G. Bruce** were respectively the Vice-President and the Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing Power of Attorney; that they each knew the seal of said corporation; that the seal affixed to said Power of Attorney was such corporate seal, that it was so fixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively, of the Company.

My commission expires the first day in July, A. D. 19**86**.

(SEAL) (Signed) **Margaret M. Hurst**
Notary Public.

STATE OF MARYLAND }
BALTIMORE CITY, } Sct.

I, **Saundra E. Banks**, Clerk of the Circuit Court for Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that **Margaret M. Hurst**, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed his name, was at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths and take acknowledgment, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary, and verily believe the signature to be his genuine signature.

In Testimony Whereof, I hereto set my hand and affix the seal of the Circuit Court for Baltimore City, the same being a Court of Record, this **22nd** day of **July**, A. D. 19**83**

(SEAL) (Signed) **Saundra E. Banks**
Clerk of the Circuit Court for Baltimore City.

PRINTED IN U.S.A.

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS

AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: 0 %
IF PAID WITHIN 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Cory Orchard & Turf

STREET ADDRESS 6739 Guion Rd.

CITY Indianapolis PHONE # 317-328-1000

BY D. O. Detmer Jr.
REPRESENTATIVE SIGNATURE

D. O. Detmer, Jr.

CITY OF FORT WAYNE
BOARD OF PARK COMMISSIONERS
1992 REQUEST FOR PRICE BIDS ON GOLF COURSE
AND PARK CHEMICALS & SEEDS

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
16	Daconil 2787 Liquid Flowable (2 x 2 1/2 gal.)	$ 166.00	$ 2,656.00
2	Trexsan (2 x 2 1/2 gal.)	$ 159.14	$ 318.28
3	Proxsol 80 SP by Tuco (12 x 2 lb.)	$ 157.42	$ 472.26
7	Aqua Grow (5 gal.)	$ 108.02	$ 756.14
12	Bayleton (4 x 2.75 lb.)	$ 317.60	$ 3,811.20
8	Vorlan Flow (1 gal.)	$ 161.24	$ 1,289.92
3	Subdue by CIBA-GEIGY (1 gal.)	$ 173.92	$ 521.76
2	Dyrene 4 (2 x 2 1/2 gal.)	$ 204.30	$ 408.60
6	Pramitol 25E (5 gal.)	$ 93.89	$ 563.88
4	Princep 4 L (2 1/2 gal.)	$ 34.91	$ 139.64
1	Metasystox-R2 (2 gal.)	$ 80.65	$ 80.65
296	Dylox 6.2 (30 lb bag)	$ 15.48	$ 4,582.08
5	Aquazine (10 lb bag)	$ 77.96	$ 398.80
3	Turf Mark (1 gal.)	$ 21.06	$ 63.18
2	Round-up (30 gal. drum)	$ 1188.33	$ 2,376.66
1	Agri-Plex (2 x 2 1/2 gal.) Fresh	$ 138.30	$ 138.30
19	Surflan (1 qt.)	$ 14.06	$ 267.14
10	Fungo Flow (2 x 2 1/2 gal.)	$ 598.66	$ 5,986.60
160	Turcan 2 1/2 G (40 lb. bag)	$ 43.87	$ 7,019.20
2	2 + 2 (30 gal. drum)	$ NO BID	$
3	PMAS (2 x 2 1/2 gal.)	$ 220.16	$ 660.48
3	Sevin SL (1 gal.)	$ 20.15	$ 60.15
3	Dimension (1 gal.)	$ 190.00	$ 570.00

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
1	Dimension (2 1/2 gal.)	$ 450.00	$ 450.00
1	Pana Sea (2 gal.)	$ NO BID	$
3	Gallery (1 gal.)	$ 80.20	$ 240.60
200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed	$ NO BID	$
50 lbs	Penncross Bent Grass Seed	$ 135.64/25#	$ 271.28
25 lbs	Pennway Bent Grass Seed	$ 114.89/25#	$ 114.89
25 lbs	Pennlinks Bent Grass Seed	$ 170.43/25#	$ 170.43
450 lbs	4 Way Rye Grass Seed	$ 40.86/50#	$ 367.74
50 lbs	Shady Turf Grass Seed	$ 81.18/50#	$ 81.18
1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent	$ 79.03/50#	$ 2,687.02
200 lbs	Athletic Pro II Grass Seed	$ 74.19/50#	$ 296.76

DELIVERY _____

FOB Ft. Wayne, Indiana

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET: _____

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 12/19/91

1. Governmental Unit: CITY OF FT. WAYNE, INDIANA
2. County: ALLEN
3. Bidder (Firm): CORY ORCHARD & TURF
   Address: 6739 GUION RD.
   City/State: INDPLS, IN $6268
4. Telephone Number:
5. Agent of Bidder (If applicable):

Pursuant to notices given, the undersigned offers bid(s) to CITY OF FT. WAYNE (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

D. O. DETMER, JR.

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount
SEE ATTACHED					

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
MARION COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

CORY ORCHARD & TURF
Bidder (Firm)

Signature of Bidder or Agent

Subscribed and sworn to before me this 19 day of DECEMBER, 19 91

My Commission Expires: APRIL 12, 1992

Notary Public

County of Residence: MARION

KATHLEEN A. SHANK
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____

_____ _____

_____ _____

THE AMERICAN INSTITUTE OF ARCHITECTS

AIA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we CORY ORCHARD & TURF

as Principal, hereinafter called the Principal, and THE AMERICAN INSURANCE COMPANY

a corporation duly organized under the laws of the State of NEW JERSEY
as Surety, hereinafter called the Surety, are held and firmly bound unto
CITY OF FT. WAYNE PURCHASING DEPARTMENT

as Obligee, hereinafter called the Obligee, in the sum of

FIVE PERCENT OF ACCOMPANYING BID

Dollars ($),
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for
TO PROVIDE CHEMICALS & SEEDS FOR PARKS & GOLF COURSES
BID REF# 1594

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 19th day of DECEMBER 19 91

(Witness)

CORY ORCHARD & TURF
(Principal) (Seal)
BY: (Title)
JON M. CRAVENS, GENERAL MGR.

(Witness)

THE AMERICAN INSURANCE COMPANY
(Surety) (Seal)
BY: (Title)
NICK J. RUTIGLIANO, ATTORNEY IN FACT

GENERAL
POWER OF
ATTORNEY

THE AMERICAN INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That THE AMERICAN INSURANCE COMPANY, a Corporation incorporated under the laws of the State of New Jersey on February 20, 1846, and redomesticated to the State of Nebraska on June 1, 1990, and having its principal office in the City of Omaha, State of Nebraska, has made, constituted and appointed, and does by these presents make, constitute and appoint

--- NICK J. RUTIGLIANO ---

INDIANAPOLIS, IN

its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver any and all bonds, undertaking, recognizances or other written obligations in the nature thereof ----------

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises.

This power of attorney is granted pursuant to Article VII, Sections 45 and 46 of By-laws of THE AMERICAN INSURANCE COMPANY now in full force and effect.

"Article VII. ***Appointment and Authority of Resident Secretaries, Attorneys-in-Fact and Agents to accept Legal Process and Make Appearances.***

Section 45. *Appointment.* The Chairman of the Board of Directors, the President, any Vice-President or any other person authorized by the Board of Directors, the Chairman of the Board of Directors, the President or any Vice-President may, from time to time, appoint Resident Assistant Secretaries and Attorneys-in-Fact to represent and act for and on behalf of the Corporation and Agents to accept legal process and make appearances for and on behalf of the Corporation.

Section 46. *Authority.* The authority of such Resident Assistant Secretaries, Attorneys-in-Fact and Agents shall be as prescribed in the instrument evidencing their appointment. Any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

This power of attorney is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of THE AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 31st day of July, 1984, and said Resolution has not been amended or repealed:

"RESOLVED, that the signature of any Vice-President, Assistant Secretary, and Resident Assistant Secretary of this Corporation, and the seal of this Corporation may be affixed or printed on any power of attorney, on any revocation of any power of attorney, or on any certificate relating thereto, by facsimile, and any power of attorney, any revocation of any power of attorney, or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Corporation."

IN WITNESS WHEREOF, THE AMERICAN INSURANCE COMPANY has caused these presents to be signed by its Vice-President, and its corporate seal to be hereunto affixed this 21st day of February, 19 91.

THE AMERICAN INSURANCE COMPANY

By _____
Vice-President

STATE OF CALIFORNIA
COUNTY OF MARIN } ss.

On this 21st day of February, 19 91, before me personally came R. D. Farnsworth to me known, who, being by me duly sworn, did depose and say: that he is Vice-President of THE AMERICAN INSURANCE COMPANY, the Corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that he signed his name thereto by like order.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year herein first above written.

OFFICIAL SEAL
J. M. VANDEVORT
NOTARY PUBLIC - CALIFORNIA
Principal Office in Marin County
My Commission Expires Aug. 28, 1992

_____
Notary Public

CERTIFICATE

STATE OF CALIFORNIA
COUNTY OF MARIN } ss.

I, the undersigned, Resident Assistant Secretary of THE AMERICAN INSURANCE COMPANY, a NEBRASKA Corporation, DO HEREBY CERTIFY that the foregoing and attached POWER OF ATTORNEY remains in full force and has not been revoked; and furthermore that Article VII, Sections 45 and 46 of the By-laws of the Corporation, and the Resolution of the Board of Directors; set forth in the Power of Attorney, are now in force.

Signed and sealed at the County of Marin. Dated the 19th day of DECEMBER, 19 91.

_____
Resident Assistant Secretary

360711-TA-6-90 (REV)

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE DECEMBER 19, 1991 BID REFERENCE # 1594

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR CHEMICALS & SEEDS FOR PARKS AND GOLF COURSES PER SPECIFICATIONS

AND REQUESTED BY PARK DEPARTMENT

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____ % IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Indiana Seed CO., Inc.

STREET ADDRESS 8th & Mulberry St.

CITY Noblesville PHONE # 1-317-773-5813

BY _____
REPRESENTATIVE SIGNATURE

SUGGESTED QUANTITY	ITEM DESCRIPTION	PRICE/UNIT	TOTAL PRICE
1	Dimension (2 1/2 gal.)	$	$
1	Pana Sea (2 gal.)	$	$
3	Gallery (1 gal.)	$	$
200 lbs	40% Rye/40% Fescue/20% Blue Grass Seed	$ .91 lb.	$ 182.00
50 lbs	Penncross Bent Grass Seed	$ 6.75 lb.	$ 337.50
25 lbs	Pennway Bent Grass Seed	$ 4.75 lb.	$ 118.75
25 lbs	Pennlinks Bent Grass Seed	$ 7.05 lb.	$ 176.25
450 lbs	4 Way Rye Grass Seed	$ .87 lb.	$ 391.50
50 lbs	Shady Turf Grass Seed	$ no bid	$ no bid
1700 lbs	Overseeder II Grass Seed by Northrop King or equivalent	$ 1.21 lb.	$ 2057.00
200 lbs	Athletic Pro II Grass Seed	$ .99 lb.	$ 198.00

DELIVERY Prompt upon receipt of purchase order

FOB Fort Wayne

IF BIDDING ALTERNATES EXPLAIN BELOW AND ATTACH A SPECIFICATION SHEET:

4 way grass blend *, overseed II mixture *,

athletic pro mixture *.

* See attached specification sheet.

Indiana Seed Co., Inc.

Indy Brand • 8th & Mulberry St., P.O. Box 1745 • Noblesville, Ind. 46060 • Phone [317] 773-5813 • Indy Brand

SPECIFICATION SHEET
(ALTERNATE SEED MIXTURE)

4 way Ryegrass Blend:	Futura 2000 Pere Ryegrass 33.3% Fiesta II, 33.3%, Edge 33.3%, Blazer II.
Overseeder Grass Mix:	30% Huntsville Ky. Blue, 20% Nassau Ky. Bluegrass, 20% Merit Ky. Blue, 15% Vantage Pere Rye, 15% Fiesta II Pere Rye.
Special Pro Mix:	25% Vantage Pere Ryegrass, 25% Fiesta II Pere Ryegrass, 25% Merit Ky. Blue, 25% Nassau Ky. Blue

Prescribed by the State Board of Accounts — Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: Dec. 18, 1991

1. Governmental Unit: City of Ft Wayne, Dept Parks & Recreation
2. County: Allen
3. Bidder (Firm): Indiana Seed Co., Inc.
   Address: P. O. Box 1745
   City/State: Noblesville, IN 46060
4. Telephone Number: 1-317-773-5813
5. Agent of Bidder (If applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to City of Ft. Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

George S. Morris
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

Please see attached specification sheets totaling $$3,461.00

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Hamilton COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Indiana Seed Co., Inc.
Bidder (Firm)
George S. Morris
Signature of Bidder or Agent

Subscribed and sworn to before me this 18th day of December, 19 91

Helen L Thomas
Notary Public

My Commission Expires: 11-30-92

County of Residence: Hamilton

Helen L. Thomas
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

Read the first time in full and on motion by Gia Quinta, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing ~~to be held after due legal notice, at the Common Council Conference Room 128~~, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____ M., E.S.T.

DATED: 1-28-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by Edmonds, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
BRADBURY	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
LUNSEY	✓			
RAVINE				✓
SCHMIDT	✓			
TALARICO	✓			

DATED: 2-11-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~) (SPECIAL) (~~ZONING~~) ORDINANCE ~~RESOLUTION~~ NO. S-32-92 on the 2-11-92 day of Feb., 1992

ATTEST: (SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of Feb., 1992, at the hour of 11:30 o'clock A, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of February, 1992, at the hour of 8:30 o'clock A M., E.S.T.

PAUL HELMKE, MAYOR

BILL NO. S-92-01-33

REPORT OF THE COMMITTEE ON FINANCE

MARK E.GiaQUINTA, CHAIRMAN
CLETUS R. EDMONDS, VICE CHAIRMAN
LUNSEY, LONG, RAVINE

WE, YOUR COMMITTEE ON FINANCE TO WHOM

WAS REFERRED AN (ORDINANCE) (~~RESOLUTION~~) Approving the awarding of Reference #1594 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and WILBUR-ELLIS CO.; TURF SPECIALTIES CORPORATION; LESCO. INC.; ALLEN COUNTY CO-OP ASSN., INC.; CORY ORCHARD & TURF: AND INDIANA SEED CO., INC. for the Parks and Recreation Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (~~RESOLUTION~~)

DO PASS	DO NOT PASS	ABSTAIN	NO REC
Mark E. GiaQuinta			
Cletus R. Edmonds			
Thomas C. Lunsey			
Rebecca J. Ravine			
C R Edmonds			

DATED: 2-11-92

Sandra E. Kennedy
City Clerk

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 1594 for the purchase of chemicals and seeds for the Park Department.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Quality of golf courses and park areas can be maintained in an acceptable manner. The chemicals and seeds maintain the turf and greens on McMillen, Foster, Shoaff Golf Courses and park areas.

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT OF NON-PASSAGE: Quality of golf courses turf and greens and park areas cannot be maintained to acceptable standards and loss of revenue will be incurred.

MONIES INVOLVED:	Wilber Ellis Co.	$30930.76+/-
	Turf Specialties	$ 3924.75+/-
	Lesco Inc.	$ 1235.40+/-
	Allen Co Co-op	$ 57.00+/-
	Cory Orchard Inc.	$ 5803.95+/-
	Indiana Seed	$ 182.00+/-
ACCOUNT INFO:	Park Department	121-121-R211-4245
		121-121-R212-4245
		121-121-R213-4245
		121-121-P240-4245
		121-121-P230-4245

PRICE AGREEMENT: NO

S-92-01-33

PURCHASE ORDER: YES

SOURCE OF FUNDING: Park Department

PRIOR APPROVAL: No DATE:
(IF APPLICABLE)